

The Honorable RONALD B. LEIGHTON

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

STORMANS, INC., et al.,

Plaintiffs,

v.

MARY SELECKY, et al.,

Defendants,

NO. C07-5374RBL

**AMENDED ORDER
CLARIFYING PROTECTIVE
ORDER**

THIS MATTER comes before the Court on Defendants' Motion for Clarification of the Protective Order entered on December 5, 2008. The Court, having reviewed the record and being otherwise fully advised on the premises, hereby

ORDERS that the Protective Order entered on December 5, 2008 shall be and is **MODIFIED** by replacing the following language as specified below:

1. The opening sentence of Paragraph 7, page 7 shall read:

Handling of Confidential Documents or Information. Unless otherwise ordered by the Court, any Document or Information designated by PPWW as Confidential shall be safeguarded and shall not be disclosed except, subject to the terms of this

1 Order and, with respect to the State Defendants, the provisions in Wash. Rev. Code
2 §42.56, to:

3 2. The last sentence of paragraph 9, page 9 shall read:

4 Otherwise, except to the extent inconsistent with Wash. Rev. Code §§40.14 and
5 42.56, the receiving party shall return unstamped Documents and any and all copies
6 to PPWW or provide written assurance that all copies have been marked Confidential
7 and will be treated as such; and

8 3. Paragraph 11, page 11 shall read:

9 Except to the extent inconsistent with Wash. Rev. Code §40.14, within sixty (60)
10 days after the final termination of this action (*i.e.*, sixty (60) days after all appellate
11 rights have been exhausted), all Documents subject to this Agreement and all copies
12 thereof shall, upon request, be returned to counsel for PPWW (unless previously
13 permanently discarded, in which case, counsel for the receiving party shall certify in
14 writing to counsel for PPWW that such Documents have been permanently
15 discarded), provided that copies may be kept by counsel or any pleading, brief or
16 Document submitted to the Court, deposition or trial transcripts and exhibits thereto,
17 and correspondence subject to this Order.

18 **IT IS FURTHER ORDERED** that pages 5-10 of Planned Parenthood's production
19 response shall be and is no longer subject to the terms of the December 5, 2008 Protective
20 Order.

21 It is so ORDERED this 7th day of January, 2009.

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24 RONALD B. LEIGHTON
25 UNITED STATES DISTRICT JUDGE
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1 Presented by:

2
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4 /s/
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